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### ZAGORIN O'BRIEN GRAHAM LLP

NOV 0 7 2005

Intellectual Property Attorneys
7600B N. CAPITAL OF TEXAS HWY, SUITE 350
AUSTIN, TEXAS 78731

# FACSIMILE TRANSMITTAL TO USPTO

To:	Examiner Ted T. Vo	Fax No.: Phone No.:	571-273-8300
Date:	November 7, 2005	Pages:	34 (including this sheet)
From:	Steven R. Gilliam	<b>Sender's Phone No.:</b> 512-338-6300 <b>Sender's Fax No.:</b> 512-338-6301	

# **REGARDING:**

Title:	TECHNIQUE FOR ASSOCIATING EXECUTION CHARACTERISTICS WITH INSTRUCTIONS OR OPERATIONS OF PROGRAM CODE			
Application No.:	10/050,387	Filed:	January 16, 2002	
Examiner:	Vo, Ted T.	Group Art Unit:	2191	
Atty. Docket No.:	004-7051	Confirmation No.:	6183	

Please see the following attached documents:

Transmittal Letter (2 pgs)
Information Disclosure Statement (2 pgs)
PTO/SB/08A (1 pg)
Copy of 1 cited document (28 pgs)

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## ZAGORIN O'BRIEN GRAHAM LLP

7600B N. CAPITAL OF TEXAS HWY, SUITE 350 AUSTIN, TEXAS 78731-1191

INTELLECTUAL PROPERTY ATTORNEYS

512-338-6300 (TEL) 512-338-6301 (FAX) INTERNET: www.ip-counsel.com

November 7, 2005

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Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Applicant: Title:	Nicolai Kosche et al. TECHNIQUE FOR ASSOCIAT INSTRUCTIONS OR OPERAT	TNG EXECUTION	I CHARACTERISTICS WITH AM CODE
Application No.:		Filed:	January 16, 2002
	Ted T. Vo	Group Art Unit:	2191
Atty. Docket No.	: 004-7051		6183
Dear Sir: Transmitted here	ewith are the following documents	in the above-identi	ified application:
	( page(s))		
H :	Petition for Extension of Time (	month) (	page(s))
	Information Disclosure Statement	(2 page(s)), with P	TO/SB0/8A (1 page(s)),
	and copies of 1 reference(s) (28 pa		
	Other: ( page(s))		
	Other: ( page(s))		
	Other: ( page(s))		
	Transmittal Letter (2 page(s));		

The Total Fee has been calculated as shown below:

Return postcard;

	Pending Claims	Claims Previously Paid	Extra Claims	Fees
Total Claims	N/A	- 20 =	$0 \times $50.00 =$	0.00
Independent Claims		_ 3 =	$0 \times 200.00 =$	0.00
	Multiple De	pendent Claims (if	any) - \$360.00 fee	n/a
Additional Claims Fee				\$ .00
Fee For Extension Of Time				
Other Fees: ( )				
TOTAL FEE DUE:				\$ .00

Small entity status is entitled to be asserted for the application.
A check is enclosed for the Total Fee shown above.
Please charge the Total Fee shown above to Deposit Account 50-0631.

Client Reference No.: P7051

IDS-3\_transmittal

### ZAGORIN O'BRIEN GRAHAM LLP

November 7, 2005 RE: 10/050,387 Page 2 of 2

The Commissioner is hereby authorized to charge any deficiency in fees and any additional fees under 37 C.F.R. § 1.16 or 1.17, that may be required during the pendency of this application, and to similarly credit any overpayment, to Deposit Account 50-0631.

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CERTIFICATE OF MAILING OR TRANSMISSION

Respectfully submitted,

Steven R. Gilliam, Reg. No. 51,734

Attorney for Applicant(s) (512) 338-6320 (direct)

(512) 338-6300 (main)

(512) 338-6301 (fax)

**PATENT** 

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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

NÜV Ú 7 2005

Applicant(s):

Nicolai Kosche et al.

Title:

TECHNIQUE FOR ASSOCIATING EXECUTION CHARACTERISTICS

WITH INSTRUCTIONS OR OPERATIONS OF PROGRAM CODE

Application No.: 10/050,387

Filed:

January 16, 2002

Examiner:

Ted T. Vo

Group Art Unit:

2191

Atty. Docket No.: 004-7051

Confirmation No.:

6183

November 7, 2005

MAIL STOP AMENDMENT COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, VA 22313-1450

# INFORMATION DISCLOSURE STATEMENT 37 C.F.R. § 1.97(b)

Dear Sir:

Pursuant to 37 C.F.R. § 1.56, § 1.97 and § 1.98, the undersigned brings to the Examiner's attention in the above-identified application the patents, publications, applications or other information identified in the attached:

$\boxtimes$	Form(s) PTO/SB/08A (1 page(s), with copy of 1 reference(s)).
	Form(s) PTO/SB/08B (N/A page(s), with copy of no reference(s)).
	Listing of Pending Applications (N/A page(s), with copy of no application(s))
ĒΪ	Other: N/A

Citation of such information shall not be construed as (i) an admission that the information necessarily is, or corresponds to, prior art with respect to the instant invention, (ii) a representation that a search has been made, other than as described herein, or (iii) an admission that the information cited herein is, or is considered to be, material to patentability as defined in § 1.56(b).

For each item of information listed that is not in the English language, the undersigned has provided a concise explanation of the relevance through (i) an English language abstract, (ii) an English language equivalent application, or (iii) if cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action that indicates the degree of relevance found by the foreign office.

**PATENT** 

#### CERTAIN COPIES NOT INCLUDED

Pursuant to operative regulations, certain copies need not be provided and corresponding information is identified in this Information Disclosure Statement by citation only. In particular,

In accordance with 37 C.F.R. § 1.98(a)(2)(ii), copies of cited U.S. Patents and U.S. Patent  $\boxtimes$ Application Publications are not included. Certain information was submitted to, or cited by, the Office in Application No(s). N/A, filed N/A, to which the above-identified application claims priority under 35 U.S.C. § 120. In accordance with 37 C.F.R. § 1.98(d), copies of that information are not included. Pursuant to 1287 OG 163 (October 19, 2004), for those cited pending U.S. patent applications filed (or which entered the national stage under 35 U.S.C. § 371) on or after June 30, 2003 or which are otherwise stored in the USPTO's Image File Wrapper system, copies are not included. FEE AUTHORIZATION This Information Disclosure Statement is filed within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d) or within three months of entry of the national stage as set forth in § 1.491 in an international application. Therefore, no fee is required. The undersigned believes that this Information Disclosure Statement is being filed before  $\boxtimes$ the mailing date of a first Office action on the merits or before the mailing date of a first Office action after the filing of a request for continued examination under § 1.114. Therefore, no fee is believed required. If however, this Information Disclosure Statement is filed after the period specified in § 1.97(b), the undersigned hereby authorizes the Commissioner to charge the fee set forth in § 1.17(p) to Deposit Account No. 50-0631.

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Vaj-2005

Respectfully submitted,

Steven R. Gilliam, Reg. No. 51,734

Attorney for Applicant(s)

(512) 338-6320 (direct)

(512) 338-6300 (main)

(512) 338-6301 (fax)

PTO/SB/08A (Substitute for form 1449/PTO)	Attorney Docket No.:	004-7051
	Application No.:	10/050,387
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor:	Nicholai Kosche
	Filing Date:	1/16/2002
	Group Art Unit:	2191
	Examiner Name:	Ted T. Vo
Sheet 1 of 1	Date Submitted:	November 7, 2005

			U.S. PATENT DO	CUMENTS		
Examiner Initials*	Cite No.1	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, WI Relevant Passages or Relev Figures Appear	
		5,964,867	10-12-1999	Anderson et al.		
		6,092,180	07-18-2000	Anderson et al.		
	_	6,314,431	11-06-2001	Gornish		
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			FOREIGN PATENT	DOCUMENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-XYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		WO 01/44927 A2	06-21-2001	Kosche et al.		
Examiner Sig				Date Considered		<u>_</u>

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional).

<sup>&</sup>lt;sup>2</sup>See Kinds Codes of USPTO Patent Documents at <u>www.uspto.gov</u> or MPEP 901.04.

<sup>&</sup>lt;sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3)

For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.

<sup>&</sup>lt;sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.